



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): D.Wade Walke, *et al.* Group Art Unit: 1652

Application No.: 09/833,782 Examiner: M.A. Walicka

Filed: 4/12/2001

Title: Novel Human Metalloprotease and Atty. Docket No. LEX-0161-USA
Polynucleotides Encoding the Same

#14
M.Q.J
5/6/03

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Box AF
Commissioner for Patents
Arlington, VA 22202

RECEIVED

MAY 05 2003

TECH CENTER 1600/2900

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner in the Final Office Action mailed on January 24, 2003 (Paper No.13) finally rejecting claims 1-5.

The fee as required under 37 C.F.R. § 1.17(b) for filing this Notice of Appeal is \$160.00, and the Commissioner is hereby authorized to deduct this fee from Applicants' Representatives' Deposit Account No. 50-0892. Applicants believe no fees in addition to the fees for filing the Notice of Appeal are due in connection with this communication. However, should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason related to this communication, the Commissioner is authorized to charge any underpayment or credit any overpayment to Lexicon Genetics Incorporated Deposit Account No. 50-0892.

Respectfully submitted,

April 24, 2003

Date

Lance K. Ishimoto by David W. Hager DAVID W. HAGER
Lance K. Ishimoto Reg. No. 41,071

Reg. No. 41,866

LEXICON GENETICS INCORPORATED
(281) 863-3333



24231

PATENT TRADEMARK OFFICE

1

04/30/2003 RHARIS1 00000053 09833782

1001

160.00 CH